

CITY PLAN COMMISSION MEETING 1ST FLOOR CITY COUNCIL CHAMBERS JANUARY 25, 2018 1:30 P.M.

MINUTES

The City Plan Commission met at the above place and date.

The meeting was called to order at 1:30 p.m. Commissioner Livingston present and presiding and the following Commissioners answered roll call.

COMMISSIONERS PRESENT:

Commissioner Bonart
Commissioner Muñoz
Commissioner Cummings
Commissioner Livingston
Commissioner Pickett
Commissioner S. Hernandez
Commissioner Uribe
Commissioner P. Hernandez

COMMISSIONERS ABSENT:

Commissioner Muñoz

AGENDA

Commissioner Pickett read the rules into the record. Alex Hoffman, Deputy Director for Planning & Inspections, read the revisions to the agenda into the record and noted that there are several revised staff reports.

*ACTION: Motion made by Commissioner Bonart, seconded by Commissioner Pickett, and unanimously carried to APPROVE the agenda as amended.

AYES: Commissioner Bonart, P. Hernandez, Cummings, Livingston, Pickett, S. Hernandez, and

Uribe NAYS: N/A ABSTAIN: N/A

ABSENT: Commissioner Muñoz **NOT PRESENT FOR THE VOTE:** N/A

Motion passed.

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I. CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Plan Commission on any items that are not on the City Plan Commission Agenda and that are within the jurisdiction of the City Plan Commission. No action shall be taken.

NO AC	TION WAS TAKEN.
II.	CONSENT AGENDA
	WERE NO ITEMS ON THE CONSENT AGENDA.

III. REGULAR AGENDA - DISCUSSION AND ACTION:

Subdivision Applications:

SUBDIVISION MAP APPROVAL:

Major Preliminary:

1. SUSU17-00088: Tierra Del Este Unit 85 - A portion of Sections 7, Block 78,

Township 2, Texas and Pacific Railway Company Surveys, El

Paso County, Texas

Location: North of Edgemere and West of Vista Del Sol

Existing Zoning: ETJ (Extraterritorial Jurisdiction)

Property Owner: Ranchos Real XV, LLC.

Representative: Conde, Inc.

District: N/A

Staff Contact: Rocio Alvarado, (915) 212-1612, alvaradorp@elpasotexas.gov

Rocio Alvarado, Planner, gave a presentation and noted that the applicant proposes to subdivide 75.52 acres of land in the city's extraterritorial jurisdiction for 309 single-family lots, one park, and two public ponds. Primary access to the subdivision is proposed from Mager Road and Edgemere. Tierra Del Este Unit Eighty-Five lies within the Tierra Del Este Unit III Phase IV Land Study and is being reviewed under the current subdivision code. Staff recommends approval of Tierra Del Este Unit Eighty Five on a major preliminary basis subject to following comments: The applicant must provide concurrence from El Paso Electric Company to convert the 35' easement to a right-of-way and allow the installation of a portion of the hike/bike improvements within their easement/right-of-way. This should be provided before the final plat submittal.

Conrad Conde with Conde, Inc., concurred with staff's comments.

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Bonart, and unanimously carried to **APPROVE SUSU17-00088.**

Motion passed.		

PUBLIC HEARING Resubdivision Combination:

SUSU17-00094: McElroy Acres Replat A – A replat of a portion of Lots 1 and 2,

McElroy Acres, City of El Paso, El Paso County, Texas

Location: South of Yarbrough and West of Alameda

Existing Zoning: R-2 (Residential)

Property Owners: Nelida Amaro, Jorge Aguirre, Diana Amaro, Manuel Amaro

Representative: Calderon Engineering

District: 7

Staff Contact: Rocio Alvarado, (915) 212-1612, alvaradorp@elpasotexas.gov

Rocio Alvarado, Planner, gave a presentation and noted that the applicant proposes to resubdivide .682 acres into one lot. The purpose of the replat is to create one residential lot from three existing parcels. Access to the subdivision is from Greggerson Drive through the Irwin Lateral driveway. El Paso Water Improvement District has no objection to the existing driveway. This development is being reviewed under the current subdivision code. Staff recommends approval of McElroy Acres Replat A on a resubdivision combination.

Jorge Aguirre with Calderon Engineering concurred with staff's comments.

Commissioner Livingston asked if there was anyone in the public who wished to speak in favor or against this request. There was no response.

ACTION: Motion made by Commissioner Uribe, seconded by Commissioner Bonart, and unanimously carried to **APPROVE SUSU17-00094.**

Motion passed.

PUBLIC HEARING ROW Vacation:

3. **SURW17-00002:** Alberta-Raynolds Alley Vacation – All of the alley between

Raynolds St. and Conception St., Block 2, Val Verde Addition,

City of El Paso, El Paso County, Texas

Location: North of Alameda and East of Raynolds
Existing Zoning: SCZ – T6 (Smart Code Zone – Urban Core)

Request: Alley Vacation Property Owner: City of El Paso

Representative: Texas Tech University Health Sciences Center at El Paso

District: 8

Staff Contact: Armida R. Martinez, (915) 212-1605,

martinezar@elpasotexas.gov

POSTPONED FROM FEBRUARY 9 AND 23, MARCH 9 AND 23, APRIL 20, JUNE 15, SEPTEMBER 7, OCTOBER 19, AND NOVEMER 16 AND 30, 2017

*ACTION: Motion made by Commissioner Bonart, seconded by Commissioner Pickett, and unanimously carried to POSTPONE SURW17-00002 FOR TWO (2) WEEKS, TO THE CITY PLAN COMMISSION MEETING OF FEBRUARY 8, 2018.

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4. **SURW17-00007:** Wyoming - Yandell Alley Vacation – All of the 20-foot alley, Block

253, Campbell's Addition, El Paso, El Paso County, Texas

Location: North of Wyoming and South of Yandell

Existing Zoning: Alley

Property Owner: Church of St. Clement

Representative: Risher Gilbert

District: 8

Staff Contact: Vanessa Munoz, (915) 212-1644, <u>munozvx@elpasotexas.gov</u>

Vanessa Muñoz, Planner, gave a presentation and noted that the applicant is requesting to vacate a 20 foot wide public alley located within Block 253, Campbell's Addition for the future expansion of St. Clement's Parish School. Staff did not receive any support or opposition to this request. Staff recommends approval of the Wyoming Yandell Alley Vacation subject to the following condition and requirement: That the applicant dedicate utility easements to El Paso

Water, El Paso Electric Company, Texas Gas Services, AT&T and Charter for their existing lines/facilities before approval by City Council.

Rischer Gilbert, representing St. Clement's Church, concurred with staff's comments. She noted that the church has applied for this vacation because of security and safety issues for the children. They agree with city staff's comments with the traffic's dollar number of what they will pay for concerning signage and striping to close the alley. They are not agreeing today with the Gas Company's proposal.

Commissioner Livingston asked if there was anyone in the public who wished to speak in favor or against this request. There was no response.

ACTION: Motion made by Commissioner Bonart, seconded by Commissioner Picket, and unanimously carried to **APPROVE SURW17-00007.**

Motion passed.

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Cummings, and unanimously carried to **HEAR ITEMS 6, 7, AND 8 BEFORE ITEM 5.**

Motion passed.

PUBLIC HEARING Rezoning Applications:

5. PZRZ17-00029: All of Tract 1 and portions of Tracts 2 and 3 lying east of the

Playa Lateral, Block D, Christy Tract, City of El Paso, El Paso

County, Texas

Location: South of Knights and East of Border highway

Existing Zoning: R-F (Ranch-Farm)

Request: From R-F (Ranch-Farm) to R-3 (Residential)

Existing Use: Vacant

Proposed Use: Single-family Dwellings
Property Owner: Catholic Properties of El Paso

Representative: Del Rio Engineering

District: 7

Staff Contact: Armida Martinez, (915) 212-1605, martinezar@elpasotexas.gov

POSTPONED FROM JANUARY 4, 2018

Armida Martinez, Planner, noted that this rezoning request was presented at the January 4, 2018, CPC meeting but was postponed to provide another opportunity for the applicant and the residents to meet. The applicant did revise the application from R-F (Ranch-Farm) to R3 (Residential) to allow for residential development. The subject property is 9.72 acres in size and is currently vacant. Access to the property will be from Craddock Avenue and James Street. The revised general concept plan shows 50 single-family residential lots, a storm water pond and a proposed street to serve the development that will connect Craddock and James Street. Staff received 1 phone call, 8 letters and 3 petitions with a total of 34 signatures in favor of the proposed development. Staff also received 6 phone calls, 48 letters, 2 e-mails, and 5 petitions with a total of 174 signatures in opposition to the rezoning request. Staff recommends approval of the rezoning request.

Sal Masoud, Del Rio Engineering, concurred with staff's comments. He noted that he met with the Neighborhood Association as instructed by the Commission. Before that, he met with Rep. Rivera who had taken the lead of coordinating these meetings with the neighborhood. He noted that they coordinated with the Neighborhood Association that is in opposition to this request and

also met with the Civic Neighborhood Association, who is in favor of this request. He addressed some of the Neighborhood Association's concerns. He also spoke about the proposed new homes on this development.

(Did not state his name into the record) on behalf of Bishop Sipes, noted that he met with the neighborhoods and tried to compromise. He also noted that since 1996 they have been trying to sell the property because they spend close to \$10,000 a year just in cleaning the lots.

Commissioner Livingston asked if there was anyone in the public who wished to speak in favor or against this request.

The following persons from the public spoke in favor of the rezoning request:

- Silvia Carreon, President of the Mission Valley Civic Association, spoke in favor of the request noting that they need to continue building quality homes in the Lower Valley
- Anahi Soto also spoke in favor of the rezoning request

The following persons from the public spoke in opposition of the rezoning request:

• Ivan Lopez, President of the Las Playas Neighborhood Association, stated that they are not in favor of the rezoning but do not oppose the development. He noted that there are approximately 19 associations within the Civic Neighborhood Association opposing this request. He questioned why the Police Department's recommendations were changed from the previous report. The Las Playas Neighborhood Association's preferred option is the one acre lots and stated that the Parks Department did not accept the applicant's application because the park was too small

Karla Nieman, Assistant City Attorney, explained the property owner's rights for rezoning.

- Sally Salinas, Educator at YISD, noted that this is open enrollment and students can go anywhere they want. She also noted that there is a collective group that wants to buy the land, one acre a piece
- Fabiola Campos spoke in opposition to the request and noted that they do not oppose new development but are in opposition to the 50 houses being built
- Jose Lopez pointed out some inconsistencies in the rezoning application and stated that he is not against development but is in opposition to the rezoning request
- Daniel Garcia, a retired fire fighter and employee from the YISD, gave a short presentation and noted his opposition to the development
- Dora Vazquez against more houses being built
- Sal Rodriguez, President of Sunny Fields Neighborhood Association, spoke against the development and expressed his concern for traffic increase in the area
- Debbie Torres, President of Pueblo Viejo Neighborhood Association, and representative for the Mission Valley Area, expressed her support for The Playa Neighborhood Association and community and underlined the fact that nineteen neighborhood associations have expressed their support for the community and the El Paso Neighborhood Coalition. She asked the commission for their vote against the rezoning request
- Roberto Avalos Jr., spoke against the rezoning request
- Robert Garcia, disabled veteran, spoke against the rezoning request
- Pablo Martinez requested the commission to vote against the rezoning request expressing his concern about property depreciation
- Miguel Canales spoke against the rezoning request
- Ruben Santillan spoke against the rezoning request and noted that the neighborhood is willing to compromise but the compromise is being turned down by the developer
- Susan Flores spoke against the rezoning request and expressed safety concern

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Bonart, and carried to **MAKE A RECOMMENDATION TO CITY COUNCIL TO DENY PZRZ17-00029.**

AYES: Commissioner Bonart, P. Hernandez, Cummings, Livingston, Pickett, and Uribe

NAYS: Commissioner S. Hernandez

ABSTAIN: N/A

ABSENT: Commissioner Muñoz **NOT PRESENT FOR THE VOTE:** N/A

Motion passed to deny. (6 to 1 vote.)

Karla Nieman, Assistant City Attorney, reminded the members of the public that this board has not made a decision that is final. This decision will be handled at a future City Council meeting, since City Council is the body that will have the final decision authority on this case.

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The City Plan Commission meeting was RECESSED at 4:00p.m.

The CPC meeting was **RECONVENED** at 4:09p.m.

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6. PZRZ17-00030: Tracts 23 and 24, Block 52, Ysleta Grant, City of El Paso, El

Paso County, Texas

Location: 9735 Joe Rodriguez Drive and 800 Southside Road

Existing Zoning: R-F (Ranch and Farm)

Request: From R-F (Ranch and Farm) to M-1 (Light Manufacturing)

Existing Use: Vacant

Proposed Use: General warehouse

Property Owner: Maria De Jesus Velazco Ramirez

Representative: Conde, Inc.

District:

Staff Contact: Andrew Salloum, (915) 212-1603, salloumam@elpasotexas.gov

Andrew Salloum, Senior Planner, gave a presentation and noted that the applicant is requesting to rezone from R-F (Ranch and Farm) to M-1 (Light Manufacturing) to allow for general warehouse. The conceptual site plan shows a new proposed general warehouse. Access to the subject property is provided from Joe Rodriguez Drive. Staff did not receive any communication in support or opposition to the rezoning request. Staff recommends approval of the rezoning request.

Conrad Conde with Conde, Inc., concurred with staff's comments.

Commissioner Livingston asked if there was anyone in the public who wished to speak in favor or against this request. There was no response.

ACTION: Motion made by Commissioner Uribe, seconded by Commissioner Bonart, and unanimously carried to **APPROVE PZRZ17-00030.**

iviotion passed.			

PUBLIC HEARING Special Permit Applications:

7. PZST17-00013: Parcel 1: Lots 1 to 15 & Closed Alley and adjacent street, Block

91, Alexander Subdivision, City of El Paso, El Paso County,

Texas (1800 Oregon)

Parcel 2: Lots 1 to 20 & Closed Alley, Block 90, Alexander Subdivision, City of El Paso, El Paso County, Texas (1801 Oregon)

Parcel 3: Lots 16 to 20, Block 91, Alexander Subdivision, City of El Paso, El Paso County, Texas (101 Rim)

Parcel 4: Lots 1 to 10, Block 78, Alexander Subdivision, City of El Paso, El Paso County, Texas (1701 Oregon)

Parcel 5: Lots 11 to 20, Block 77, Alexander Subdivision, City of El Paso, El Paso County, Texas (1700 Oregon)

Parcel 6: Lots 4 to 8, Block 77 Alexander Subdivision and N 18 Ft of 3 and S 2 ft of 9 (1707 Mesa & 120 Rim)

Parcel 7: Lots 11 to 20, Block 46, Alexander Subdivision, City of El Paso, El Paso County, Texas (SE corner of Oregon and Crosby)

Parcel 8: Lots 9 to 12, Block 79, and Lots 9 to 12 and adjoining alley and a portion of vacated Los Angeles Street, Block 80, Alexander Subdivision, City of El Paso, El Paso County, Texas (SW Corner of El Paso and Rim)

Parcel 9: Lots 9 to 12, Block 81, Alexander Subdivision, City of El Paso, El Paso County, Texas (SE corner of Randolph and

Parcel 10: Lots 9 to 12 and adjoining alley and a portion of vacated Los Angeles Street, Block 80, Alexander Subdivision, City of El Paso, El Paso County, Texas (SW Corner of El Paso and Rim)

Parcel 11: Lots 1 to 8 and a portion of adjoining alley, Block 79, Alexander Subdivision, City of El Paso, El Paso County, Texas.

(1717 El Paso and 201 Schuster) Las Palmas Hospital Campus

Existing Zoning: S-D (Special Development) and A-3 (Apartment)

Rescind Special Permit ZON03-00042 granted by Ordinance Request: 15618, and grant a new special permit to allow for a Helistop, Parking Reduction, and Off-Street Parking Serving Another

Property

Existing Use: Hospital, Surface Parking Lots

Property Owners: HCA Health Systems of Texas, Independent Mortgage Company

of Texas, El Paso Electric Company

Representative: Ashley Frysinger

District:

Location:

Anne Antonini, (915) 212-1814, antoniniam@elpasotexas.gov Staff Contact:

POSTPONED FROM JANUARY 4, 2018

Anne Antonini, Senior Planner, gave a presentation and noted that the application is for a special permit for The Las Palmas Medical Center associated with the hospital. The applicant is seeking to expand the existing hospital and add a helistop to its roof. This will necessitate special permit for a parking reduction and the helistop. The hospital will accommodate most of its parking demand on surface parking lots on separate properties it owns or leases. Because these properties are in the S-D (Special Development) and A-3 (Apartment) zoning district, they require special use permits for off- street parking serving another property. The applicant has submitted Special Use Permit applications for: (1) A Helistop for the property at 1800 Oregon St.; (2) A

parking reduction for the hospital campus buildings located at 1801 Oregon Street, 1800 Oregon Street, 101 Rim Street, and 1700 Oregon Street, necessitated by a proposed expansion; (3) Offstreet parking on a separate lot for multiple surface parking lots along Rim Road Oregon Street, and Crosby Street that serve the hospital. Staff did not receive any communication in support or opposition to this request. Staff recommends approval of the special permits.

Ashley Frysinger with Kimley-Horn & Associates, representing the applicant, concurred with staff's comments.

Commissioner Livingston asked if there was anyone in the public who wished to speak in favor or against this request. There was no response.

ACTION: Motion made by Commissioner Uribe, seconded by Commissioner S. Hernandez, and unanimously carried to (1) APPROVE A SPECIAL PERMIT FOR A HELISTOP, (2) A PARKING REDUCTION FOR THE HOSPITAL CAMPUS BUILDINGS, (3) AND A SPECIAL USE PERMIT FOR OFF-STREET PARKING ON SEPARATE LOTS.

Motion passed.

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8. PZST17-00035: A portion of Lot 1, Block 1, Centre Court, City of El Paso, El

Paso County, Texas

Location: 5901 Upper Valley Road

Existing Zoning: R-2/c/sp (Residential/condition/special permit)

Request: Special Permit to allow Personal Wireless Service Facility

(PWSF) in R-2 (Residential) zone district

Existing Use: Church

Proposed Use: Ground-mounted PWSF

Property Owner: Rey De Reyes Evangelical Free Church

Representative: Romano & Associates, LLC

District:

Staff Contact: Andrew Salloum, (915) 212-1603, sallouman@elpasotexas.gov

Andrew Salloum, Senior Planner, gave a presentation and noted that the applicant is requesting a special permit to allow for the placement of a new ground-mounted personal wireless service facility (PWSF) in the R-2 (Residential) zone district as required by El Paso City Code. The site plan shows a 2,500 square feet lease area for a 60 feet high structure with antennas and service equipment enclosure. The antennas and support structure will be camouflaged to resemble a stealth cross tower, while the equipment will be screened with a wrought iron fence. There are no other PSWF facilities within half a mile of the subject property. Staff received 4 phone calls, 4 letters, and a petition with 15 signatures in opposition to the special permit request. Concerns were health concerns, property depreciation and it being an eye sore. Staff did not receive adverse comments from any of the reviewing departments. Staff recommends approval of the special permit for a Personal Wireless Service Facility (PWSF).

Manfred Budtke noted that the neighborhood was notified on a very short notice. He expressed his opposition to this request for health reasons, property depreciation, and feels this is an eye soar for the neighborhood.

Karla Nieman, Assistant City Attorney, noted that under Federal Regulations, the City Plan Commission cannot consider health concerns as part of their purview to make a recommendation for approval or denial to City Council.

Alan Potter, representing Verizon, concurred with staff's comments. He noted that this proposal meets standards, city codes and setback requirements. He addressed some of the concerns

expressed by Mr. Budtke and responded to questions from the commission. He also noted that the applicant is willing to change the color scheme to help reduce the visual aspect of this site.

Commissioner Livingston asked if there was anyone in the public who wished to speak in favor or against this request.

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Bonart, and unanimously carried to **POSTPONE PZST17-00035 FOR TWO (2) WEEKS, TO THE CITY PLAN COMMISSION MEETING OF FEBRUARY 8, 2018.**

iviotion passed.			

Other Business:

 Discussion and action on the City Plan Commission minutes for: January 4, 2018

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Sandra Hernandez, and carried to APPROVE THE CITY PLAN COMMISSION MINUTES FOR JANUARY 4, 2018.

AYES: Commissioner Bonart, P. Hernandez, Cummings, Livingston, Pickett, S. Hernandez, and Uribe

NAYS: N/A ABSTAIN: N/A

ABSENT: Commissioner Muñoz

NOT PRESENT FOR THE VOTE: Commissioner Bonart

Motion passed.		

Discussion and action on Right of Entry for Crosby, 1348 Franklin Wind
 Staff Contact: Tracy Novak, (915) 212-1708, novakta@elpasotexas.gov

Joel McKnight, Assistant Director for Parks & Recreation, noted that this is a request from Mr. Mark Crosby, homeowner, who wants to have right of entry for right to enter and use a portion of the City's property commonly known as Bear Ridge Park. He noted that the city is supporting this request. They have held Park Board meetings and the Park Board unanimously approved this item going to the City Plan Commission and City Council for approval. There was no opposition when the community meeting was held. He noted that the applicant was not able to attend this meeting because of scheduling conflicts but he has attended the Park Board meeting and the community meetings.

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Sandra Hernandez, and carried to **APPROVE THE RIGHT OF ENTRY FOR CROSBY, 1348 FRANKLIN WIND.**

Motio	n p	ass	ed																						

11. A resolution that the City consent to Horizon Regional Municipal Utility District's request to serve and annex certain property located in the City's Extraterritorial Jurisdiction Staff Contact: Nelson Ortiz, (915) 212-1606, ortiznx@elpasotexas.gov

Nelson Ortiz, Lead Planner, gave a presentation and noted that this is a request to include certain property within the Horizon Regional Municipal Utility District. The property is approximately 119 acres in size and is approximately 2½ miles outside of the city limits and outside of the city's path of annexation. The property is currently vacant. The owners of the subject property, together with the Horizon Regional Municipal Utility District, have requested written consent from the City to include the subject property within the Horizon Regional Municipal Utility District's boundary in order to begin providing utility services to the property. El Paso Water has acknowledge that they are unable to provide water and sewer service to the property and have provided no objection to the extension of such services to the property by the Horizon Regional Municipal Utility District.

Linda Troncoso, TRE & Associates, noted that they approached both the PSB and spoken to the Horizon Regional Municipal Utility District. She noted that the state statute requires the City Council's permission so they are asking for the commission support.

ACTION: Motion made by Commissioner Pickett, seconded by Commissioner Uribe, and

Alex Hoffman, City Plan Commission Executive Secretary